(b) During the 8th five year plan period a 10% growth in export in each year has been estimated.

(c) There are five Central Public Sector undertakings in the pharmaceutical Industry Sector. These are IDPL, HAL, BOPL, BIL and SSPL. The steps proposed to be taken to improve the performance of IDPL and other public sector drugs units are as under:-

The rehabilitation package for IDPL involves restructuring of the capital expansion of capacities of Pen. G, setting up of new facilities, captive power facilities, implementation of voluntary retirement scheme to reduce the excess manpower. The rehabilitation package for BIL envisages modernisation, renewals/replacements, reduction in man power and setting up of new facilities for manufacturing of LVP and DPT. The rehabilitation plan for BCPL envisages modernisation diversification funding of cash loss, implementation of voluntary retirement scheme and financial assistance for the repayment of statutory and sundry liabilities. The rehabilitation plan of SSPL inter-alia envisages enhanced production target and financial assistance required to meet the targetted production. The company has also plans for diversification.

Recovery of Unintended Profits from Drug Companies

6655. SHRI S.B. THORAT:
SHRI SOMJIBHAI DAMOR:

Will the PRIME MINISTER be pleased to state:

(a) whether the Government have issued fresh notices to drug companies who are defaulting on payment of unintended profits to the Government;

(b) if so, the details thereof;

(c) since when the payment is due in respect of each company together with amount of dues;

(d) whether the Government have worked out a solution to the problem in consultation with the parties involved;

(e) if so, the details thereof; and

(f) if not, the remedial steps proposed to be taken in the matter?

THE MINISTER OF STATE IN THE MINISTRY OF CHEMICALS & FERTILIZERS (DR. CHINTA MOHAN): (a) Yes, Sir,

(b) to (f). Assessment of the tentative liabilities of the companies on account of violation of the various provisions of the DPCOs and/or in terms of the judgements of the Courts, has already been completed in a number of cases, while in respect of the remaining cases all efforts are being made to complete the same as quickly as possible. The updated information in this regad is given in the Statement attached. In a number of cases, the progress has been hampered on account of non-receipt of complete data for the entire relevant period. The companies have been informed that in case they do not supply the date, the Governemnt will be left with no alternative but to compute their liabilities on the basis of whatever data becomes available from wherever. The question of any company being let off does not arise. All efforts will be made to effect the recoveries as legally permissible.

STATEMENT-I

Recoveries of over charged amounts

SUPREME COURT CASE COMPANIES:

(in Rs. lakhs)

Sl. No.	*Name of the Company (Drugs involved)*	*Period involved*		*Special Committee Assessment*	*Revised assessment*	*Amount Deposited*
1	*2*	*3*		*4*	*5*	*6*
1	M/s. Cyanamid (I) Ltd (Demethyl-Chloro Teltra	Upto Oct. 8 84-8		389.0 N.A	490.4 830.0	100.0
	cycline and formulations)		Total	389.06	1320.52	
2.	M/s. Hoechst (I) Ltd. (Baralgon Ketone, Frusemide, Pheniramine Maleate, PMT, Glybenclamide)	Upto Dec. 83 1984-87:		458.10 N.A.	2491.05 5289.75	312.10
			Total	458.10	7780.80	
3.	M/s Johan Wyeth &	Upto Dec. 83:		161.83	206.04	45.00
4.	Geofferey Manners (Benzathine Penicillin and fourmulations)	1984-87:		N.A.	299.95	
			Total	161.83	505.99	

(in Rs. lakhs)

Sl. No.	Name of the Company (Drugs involved)	Period involved	Special Committee Assessment	Revised assessment	Amount Deposited
1	2	3	4	5	6
5.	M/s. Merind (Dexamethasone and formulations)	Upto Dec. 83:	138.79	781.58	Nil
		1984-87:	N.A.	1610.4	
		Total	138.79	2391.72	
6.	M/s. Pfizer (Oxytetracycline and formulations)	Upto Dec. 83:	48.21	87.61	19.90
		1984-87:	N.A.	N.A.	
		Total	48.21	87.61	
7.	M/s Franco Indian &	Upto Dec.83:	11.02	14.02	0.43
8.	M/s. Griffon (Phenoxy Methyl Penicillin Tablets)	1984-87	NA	NA	
		Total	11.02	14.02	
9.	M.s Tamil Nadu Dadha (Calcium Lactate)	Upto Dec. 83:	15.59	37.97	Nil
		1984-87:	N.A.	N.A	
		Total	15.59	37.27	
10.	M/s. Anil Starch (Dextrose Anhydrous)	Upto Dec. 83:	11.61	1.61	Nil
		1984-87	N.A.	1-16	
		Total	11.61	2.77	

(in Rs. lakhs)

Sl. No.	Name of the Company (Drugs involved)	Period involved	Special Committee Assessment	Revised assessment	Amount Deposited
1	2	3	4	5	6
11.	M/s. S.G. Pharmaceuticals (Oxphenylbutazone)	Upto Dec. 83: 1984-87	114.30 N.A. Total 114.30	205.36 N.A. 205.36	Nil
12.	M/s. Ethnor (Teteramisole Hcl) (Decaris Tablets)	Upto Oct. 83: 1984-87	8.15 N.A.	30.19 N.A.	10.19
		Grand Total	1356.66	12366.95	487.62

(b) OTHER COMPANIES:

(In Rs. lakhs)

Sl. No.	Name of the Company (Drugs involved)	Period Involved	Tentative Assessment	Amount Deposited
1	2	3	4	5
1.	M/s. Glaxo India Ltd. (Betamethasone & its salts)	1981 to August 1987	7178.00	819.00
2.	M/s. Sarabhai Chemicals	Misc.	20.00	20.00
3.	M/s. Sandoz India Ltd. (Multivitamins)	1.4.86 to Sept. 1987	74.68	–
4.	M/s. Pfizer India Ltd. (Multivitamins)	April, 86 to December,88	122.00	–
5.	M/s. Parke Davis (Multivitamins)	August, 83to August, 87.	1466.15	–
6.	M/s. Abbott Labs. (Multivitamins)	March, 86 to August, 1987.	182.38	–
7.	M/s. Burroughts Wellcome (Sulfamethoxazole)	1979-80 to February, 84.	441.27	–

(in Rs. lakhs)

Sl. No.	Name of the Company (Drugs involved)	Period involved	Tentative Assessment	Amount Deposited
1	2	3	4	5
8.	M/s. Lyka Labs. (Fluocinolone Acetnide)	1979-80to 25.8.1987	678.73	–
9.	M/s. Werner Hindustan (Now Parke Devis) (Isokin and Pyridium)	1982 to 1986	106.36	55.49
10.	M/s. Boehringer Knoll (Euglucon)	13.12.1984 to 31.1.1988	97.74	–
11.	M/s. Carews (Combiflam)	Nov. 86 to Dec. 88	710.24	–
12.	M/s. IDPL (Imported Bulk Drugs)	1985-86 to 1987-88	336.45	–
13.	M/s. Krupa Traders (Rifampicin)	Various	20.48	–
14.	M/s IDPL (Sulfadimine)	Various	37.30	–

(in Rs. lakhs)

Sl. No.	Name of the Company (Drugs involved)	Period involved	Tentative Assessment	Amount Deposited
1	2	3	4	5
15.	A.P. Chemicals (Paracetamol)	Feb. 88 to Nov. 89	25.43	–
16.	M/s. Malladi Drugs (Ephedrine)	April 88 to March 90	116.30	–
17.	Lupin Labs. (Rifampicin)	1988-91	3.72	–
18.	Lupin Labs. (Ethambutol)	1989.90	17.31	–
		Sub-total (b)	11634.54	894.49
		Total	24001.49	1382.11
			(Rs. 240.01 crores)	Rs. 13.82 crores)

STATEMENT-II

Recoveries under DPEA

Sl. No.	*Name of the Company*	*Period involved*	*Tentative amount assessed*	*Amount received*
			(Rs. in lakhs)	*(Rs. in lakhs)*
1	*2*	*3*	*4*	*5*
	RIFAMPICIN			
1.	Bichem Pharmaceuticals	3/79 to 3/84	34.28	–
2.	Lyka Labs.	4/79 to 3/84	57.57	5.79
3.	Astra IDL Ltd.	82-83 to 5/84	24.11	2.41
4.	Micro Labs	79-80 to 82-83	2.24	–
5.	Themis Chemicals Ltd.	82-83 to 83-84	36.31	–
6.	Alembic Chem. Labs.	81-82 to 83-84	38.73	3.80
7.	Bombay Drug House	1980-81 to 83-84	1.73	–
8.	Pharmed Pvt. Ltd.	79-80 to 83-84	66.01	–

Sl. No.	Name of the Company	Period involved	Tentative amount assessed	Amount received
			(Rs. in lakhs)	(Rs. in lakhs)
1	2	3	4	5
9.	Dolphin Labs.	1979 to 1983	18.11	–
10.	Albert David Ltd.	11/81 to 9/83	3.91	3.91
11.	Pharma & Chem. Ind.	80-81 to 82-83	87.99	–
12.	Cadila Labs. P. Ltd.	79-80 to 83-84	76.52	7.50
13.	Sarabhai Chemicals	82-83 to 83-84	4.14	2.00
14.	Lupin Laboratories Ltd.	8/80 to 3/84	215.89	21.60
15.	Ranbaxy Laboratoreis Ltd.	4/79 to 6/84	36.23	3.63
16.	Wallace Pharmaceuticals	4/82 to 2/84	2.82	0.29
17.	Ethico Drug & Chem. Mfg. Co.	5/82 to 3/84	140.88	–
18.	M/s. Indian Drugs & Pharmaceuticals Ltd.	12/80 to 1/86	2.18	–

Sl. No.	Name of the Company	Period involved	Tentative amount assessed	Amount received
			(Rs. in lakhs)	(Rs. in lakhs)
1	2	3	4	5
19.	M/s. Hindustan Antibiotics Limited	81-82 to 83-84	36.66	–
			886.41	50.84
	DYPYRIDAMOL			
1.	German Remedies	4/79 to 7/84	59.95	59.95
	GENTAMYCIN			
1.	Fulford I. Ltd.	79/80 to 2/84	194.62	80.00
2.	Biochem Pharma Ltd.	79-80 to 2/84	194.62	–
3.	Lyka Labs. Ltd.	7/79 to 3/84	17.47	1.75
4.	Nicholas Labs.	79-80 to 3/84	53.03	10.00
			299.00	51.75

Sl. No.	Name of the Company	Period involved	Tentative amount assessed	Amount received
			(Rs. in lakhs)	(Rs. in lakhs)
1	2	3	4	5
	SALBUTAMOL			
1.	M/s. Khandelwal Ltd.	79-80 to 81-82	0.15	–
2.	M/s. Biddle Sawyer P. Ltd.	4/79 to 3/83	142.74	–
			Total 142.89	
	CLOFAZAMINE			
1.	M/s. S.G. Pharmaceuticals	4/79 to 3/84	5.01	–
	AMPICILLIN & AMOXYCILLIN			
	M/s. Biochem Pharma Ltd.	79/80 to 83/84	11.80	–
	OXYPHENYLBUTAZONE			
	M/s Tablets India Ltd.	79/80 to 83/84	9.49	–
	METRONIDAZOLE			

Sl. No.	Name of the Company	Period involved	Tentative amount assessed	Amount received
			(Rs. in lakhs)	(Rs. in lakhs)
1	2	3	4	5
1.	M/s. Boots Company Ltd.	79/80 to Aug.87	62.17	47.92
2.	M/s. Smith Stanistreet Pharmaceuticals Ltd.	79/80 to 83/84	7.82	–
3.	M/s. KSDPL	79-80 to 83/84	5.50	–
4.	M/s. Khandelwal Labs.	79-80 to 3/84	1.34	–
5.	IDPL	79-80 to 3/84	20.33	–
			97.16	47.92
	TRIMETHOPRIM			
	M/s. German Remedies	2/82 to 5/86	8.25	8.25
		Total:	1519.96	228.71